

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

TRANSFER PETITION (CIVIL.) NO(s). 916 OF 2011

AVNIKA GAUTAM Petitioner(s)

VERSUS

ANKIT PARIKH Respondent(s)

(With appln(s) for stay and office report)

Date: 23/04/2012 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI
HON'BLE MR. JUSTICE SUDHANSU JYOTI MUKHOPADHAYA

For Petitioner(s)

Mrs.K. Sarada Devi,Adv.

For Respondent(s)

Mr. Akshat Shrivastava, Adv.
Mr. T.N. Rao,Adv.
Mr. Inderjeet Yadav, Adv.

UPON hearing counsel the Court made the following
O R D E R

The transfer petition is disposed of in terms of
the signed order.

(Sukhbir Paul Kaur)
Court Master

(Phoolan Wati Arora)
Court Master

(Signed Order is placed on the file)
IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (C) NO.916 OF 2011

AVNIKA GAUTAM ...PETITIONER(S)

Versus

ANKIT PARIKH ...RESPONDENT(S)

O R D E R

In this petition filed under Section 25 of the Code
of Civil Procedure, the petitioner has prayed for transfer
of Petition No. 288 of 2010 filed by the respondent under
Section 9 of the Hindu Marriage Act, 1955, which is
pending before Family Court No.2, Jaipur.

At the hearing, learned counsel for the respondent

submitted that the Court may not transfer the petition filed by his client from Jaipur to Mathura because he has been repeatedly threatened by the relatives of the petitioner.

Learned counsel for the petitioner submitted that in view of apprehensions expressed by the respondent, this Court may transfer the case filed by the respondent along with the petition filed by his client under Section 125 of the Code of Criminal Procedure to a competent Court at Delhi.

We have considered the statements of the learned counsel and are satisfied that ends of justice will be adequately subserved by transferring the cases pending before the Courts at Jaipur and Mathura to a competent Court in Delhi.

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The transfer petition is, accordingly, disposed of and Petition No. 288 of 2010 titled Shri Ankit Parikh versus Smt. Avinika Gautam pending before Family Court No.2, Jaipur and Case No. 49 of 2011 pending before the Family Court at Mathura are transferred to the Court of District Judge, Karkardooma Courts, Delhi, who may try the case himself or make over the same to any other Court of competent jurisdiction for being disposed of in accordance with law.

.....J.
(G.S. SINGHVI)

.....J.
(SUDHANSU JYOTI MUKHOPADHAYA)

New Delhi,
April 23, 2012